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Via ECF and Email

August 7, 2023

MEMO ENDORSED

Honorable Katherine Polk Failla
United States District Court
Southern District of New York
40 Foley Square, Room 2103
New York, New York 10007

Re: *Walkie Check Productions, LLC v. ViacomCBS Inc. et al.*, No. 1:21-cv-01214-KPF

Dear Judge Failla:

We represent Defendants ViacomCBS Inc. n/k/a Paramount Global, Black Entertainment Television LLC and BET Productions IV, LLC (collectively, "Defendants") in the above action. We write pursuant to Rule 2(D) of Your Honor's Individual Rules of Practice to respectfully request a 30-day extension of the time to file a motion for attorneys' fees, from August 7, 2023 to September 6, 2023.

On July 24, 2023, the Court granted Defendants' motion for summary judgment (DE 117) and entered judgment in Defendants' favor (DE 118). Pursuant to Fed. R. Civ. P. 54(d)(2)(B), the current deadline to move for attorneys' fees is August 7, 2023. Defendants respectfully request the requested 30-day extension to account for scheduling issues that have arisen due, in part, to family leave. This is Defendants' first request for an extension of this deadline. Plaintiff consents to the requested extension.

We thank the Court for its attention to this matter.

Respectfully submitted,

/s/ Wook Hwang

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Partner

cc: Plaintiff's counsel

Application GRANTED. Defendants are to submit their motion for attorney's fees on or before **September 6, 2023**. Defendants are advised that submitting a request for an extension on the date that a submission is due is frowned upon by the Court. Such a request risks being denied by the Court, leaving the moving party with no recourse. The Court recognizes the importance of family leave, but expects Defendants to provide the Court with more notice should any additional extensions be sought, absent exigent circumstances.

The Clerk of Court is directed to terminate the pending motion at docket number 120.

Dated: August 8, 2023
New York, New York

SO ORDERED.

A handwritten signature in blue ink, reading "Katherine Polk Failla".

HON. KATHERINE POLK FAILLA
UNITED STATES DISTRICT JUDGE